

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of : Jeffrey A. Whitsett
App. No. : 09/558,576
For : SURFACTANT PROTEIN-D FOR
THE PREVENTION AND
DIAGNOSIS OF PULMONARY
EMPHYSEMA
Filed : April 26, 2000
Examiner : Holly G. Schnizer
Group Art Unit : 1653

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Board of Appeals and Interferences, United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on

December 2, 2002

(Date)

James J. Mullen, III, Ph.D. (Reg. No. 44,957)

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Board of Appeals and Interferences
United States Patent and Trademark Office
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Dear Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated May 31, 2002, of the Primary Examiner finally rejecting Claims 10 and 29-34. The items marked below are appropriate:

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